

STATE OF NEW HAMPSHIRE
BOARD OF PHARMACY

October 17, 2007

The regular meeting of the New Hampshire Board of Pharmacy was held on **October 17, 2007** at the Board of Pharmacy office, 57 Regional Drive, Concord, New Hampshire. The meeting was **called to order at 9:07 a.m.** with President Kristina Genovese presiding.

I. ROLL CALL - AGENDA REVIEW - ANNOUNCEMENTS

PRESENT

Kristina Genovese, President
George L. Bowersox, Vice-President
Vahrij Manoukian, Treasurer
Sandra B. Keans, Secretary
Margaret E. Hayes, Member
Ronald L. Petrin, Member

ALSO PRESENT

Paul G. Boisseau,
Executive Secretary
Peter A. Grasso,
Chief Compliance Investigator

II. REVIEW/ADOPTION OF MINUTES

Minutes of the **September 19, 2007 regular meeting** of the Board were **accepted as submitted. (Manoukian/Bowersox). Voted (unanimous).**

III. LICENSING

A. Pharmacy

1. New

(a) HANNAFORD PHARMACY #242

30 Grapevine Drive
Dover, NH 03820

Pharmacist-In-Charge: **John Zinka, R.Ph.**

NH Pharmacist License No. R0774

Owner/Corporate Officer/Supervisor: **Lisa Martin, R.Ph.**

Pharmacy Operations Manager

Application complete.

Motion (Keans/Petrin) granting a temporary permit to Hannaford Pharmacy #242 located at 30 Grapevine Drive, Dover, NH based upon the successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (unanimous).

(b) OSCO PHARMACY #7669/379

4 Plaistow Road
Plaistow, NH 03865

Pharmacist-In-Charge: **Stephen J. Jean, R.Ph.**

NH Pharmacist License No. 3072

Owner/Corporate Officer/Supervisor: **Mark Strickland, R.Ph.**

Pharmacy District Manager

Application complete.

Motion (Keans/Manoukian) granting a temporary permit to Osco Pharmacy #7669/379 located at 4 Plaistow Road, Plaistow, NH based upon the successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (passed – Commissioner Bowersox recused).

B. Manufacturer/Wholesaler/Distributor

SOUTHWOOD PHARMACEUTICALS

Lake Forest, CA

- NH Manufacturer/Wholesaler/Distributor Permit No. 4568

Application for renewal of permit to conduct business in the State of New Hampshire for the licensing period July 1, 2007 to June 30, 2008.

Motion (Petrin/Bowersox) to continue Southwood's NH manufacturer / wholesaler permit, for the distribution of non-controlled substances, through June 30, 2008 provided that certain conditions, as established by the Board, are achieved. Voted (unanimous).

IV. COMPLIANCE UNIT

A. Activity Report

- September 2007

Motion (Manoukian/Bowersox) to accept the report as submitted. Voted (unanimous).

B. Pharmacy Technicians

Mr. Randall Doerr, R.Ph. (P.I.C. – Colonial Pharmacy, New London, NH and Mr. Charles Fanaras, R.Ph. – The Prescription Center, Concord, NH) appeared before the Board to discuss various scenarios that may or may not require individuals, employed in pharmacies, to register as pharmacy technicians. Mr. Doerr and Mr. Fanaras were advised to petition the Board relative to initiating a formal discussion in order to establish guidelines defining the various functions of pharmacy employees that qualify for registration as pharmacy technicians, as well as those situations that fall short of mandatory registration.

V. NEW BUSINESS

A. Election of Board Officers – RSA 318:5

By written ballot, the following members of the Board were nominated for election:

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|------------------|---|--------------------------------|
| • President | ⇒ | George L. Bowersox, R.Ph. |
| • Vice President | ⇒ | Ronald L. Petrin, R.Ph. |
| • Secretary | ⇒ | Sandra B. Keans, Public Member |
| • Treasurer | ⇒ | Margaret E. Hayes, R.Ph. |

Motion (Manoukian/Genovese) to elect and seat the officers effective November 1, 2007. Voted (unanimous).

B. Board Approval of ACPE & CCAPP Accreditation

Motion (Hayes/Petrin) to recognize and approve all pharmacy colleges, schools and universities whose entry-level professional degree (the doctor of pharmacy) programs are accredited by the Accreditation Council for Pharmacy Education and for the baccalaureate degree programs accredited by the Canadian Council for Accreditation of Pharmacy Programs, beginning in 1993 and through June 30, 2004 only, according to

RSA 318:18,I,(a). Voted (unanimous).

C. Rulemaking

Motion (Manoukian/Bowersox) to approve the initial rulemaking proposal for submission to the Joint Legislative Committee on Administrative Rules (JLCAR). The amended rules provide for increases in fees for professional data lists, annual renewal for pharmacist licensure, and licenses for limited retail drug distributors for methadone treatment centers, new administrative fee for failure, by those distributors, to report changes in information, and increased fees for application and renewal for mail-order pharmacies. The rules also provide for additional security and dispensing standards for methadone treatment centers. Voted (unanimous).

NOTE: The entire text of the proposed rules may be viewed on the Board's website at: <http://www.nh.gov/pharmacy/Rulemaking-101707.pdf>

The meeting was recessed at 11:30 A.M.

A non-public session was called (Petrin/Keans) at 11:31 A.M. with Commissioners Bowersox, Genovese, Hayes, Keans, and Petrin present.

Discussions and/or decisions occurring during this non-public (confidential) session were according to RSA 91-A:3, I & II and involved information pursuant to ongoing investigations as reported by the Board's Compliance Investigator(s) and/or the Office of the Attorney General, the disclosure of which would likely adversely affect a person's reputation and/or would render the Board's proposed action ineffective.

The non-public session was adjourned at 11:48 A.M.

The regular meeting was reconvened at 11:49 A.M.

VI. ADJOURNED 11:49 A.M.

Respectfully submitted,

Sandra B. Keans
Secretary
FOR THE BOARD